

U.S. Department of Justice

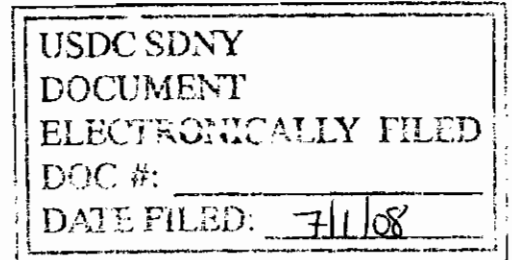
United States Attorney
Southern District of New York

86 Chambers Street, 4th Floor
New York, New York 10007
June 30, 2008

MEMO ENDORSED

BY HAND

Honorable Denise Cote
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 1040
New York, New York 10007



Re: Siergiejuk v. Mukasey
07 Civ. 10357 (DLC)

Dear Judge Cote:

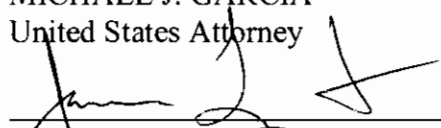
I am writing respectfully to request a thirty-day extension, to July 30, 2008, of the Government's time to file a motion to dismiss the complaint in the above-referenced action for lack of subject matter jurisdiction or, in the alternative, for summary judgment. The Government needs the time requested to obtain declarations from agency officials that are necessary to its preparation of its motion, and to the Court's full consideration of it. Although I have tried to obtain the consent of Mr. Siergiejuk's counsel, Parker Waggaman, Esq., to the adjournment, I have not yet received a response to my telephone voicemail messages.

I thank the Court for its consideration of that request, and respectfully further request that the Court direct this letter to be docketed as part of its record in this action.

Respectfully,

MICHAEL J. GARCIA
United States Attorney

By:


F. JAMES LOPREST, JR.
Special Assistant United States Attorney
Tel. No.: (212) 637-2728

TO: BY TELEFACSIMILE
AND FIRST CLASS MAIL

Parker Waggaman, Esq.
292 Fifth Avenue, 4th Floor
New York, NY 10001

*The motion is due August 1, 2008.
Opposition is due August 29, 2008;
reply is due September 12, 2008. Government
shall present Chambers with 2 copies
copies of all papers when the reply is
filed. Denise Cote July 1, 2008*